

REMARKS

In the Final Office Action mailed November 25, 2005, claims 1-6 and 10-15 were pending in this application, and method claims 7-9 were pursued in a divisional application. Claims 3, 12 and 13 are allowed. Claims 1, 2, 4-6, 10, 11, 14 and 15 were rejected under 35 U.S.C. §112 because they allegedly introduce new concepts and violate the description requirement of that paragraph.

The problematic terms "non-foam" and "no more than" two polymeric PVC film layers have been eliminated, rendering the Section 112 rejections moot.

Claim 1 (and dependent claims 10 -11) with the added the negative limitation "non-foam polymeric polyvinyl chloride film layer" have been canceled. Dependent Claims 2 and 4 are rewritten to be dependent on allowed independent Claim 3.

Claim 5 has been amended to the film cover of allowed claim 3 having two polymeric polyvinyl chloride film layers. Claim 5, before it was previously amended, was not rejected under 35 U.S.C. §112 until applicant added "no more than" two regarding the polymeric polyvinyl chloride film layers. Thus, applicant presently amends Claim 5 to be dependent on allowed Claim 3 and removes "no more than." As previously accepted, the specification describes and shows two polymeric PVC film layers.

Similarly, Claim 6 is now allowable. The problematic "no more than" two polymeric polyvinyl chloride film layers has been removed. Similar to claim 3, claim 6 is allowable because the art of record does not teach or suggest clear (i.e. transparent) second polyvinyl chloride layer. Claim 6 includes a film having two PVC film layers, and the first polymeric layer of in that film is translucent with the second, as noted, being clear.

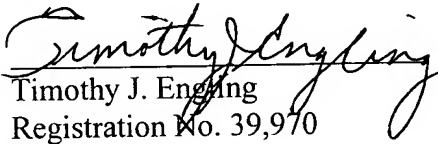
CONCLUSION

Accordingly, the claims of patent application entitled "Breathable Film Cover for Window Panes" as amended are all in condition for allowance. The applicant therefore respectfully requests a favorable action and allowance of this application. If necessary, please contact Tim Engling as noted below.

No fees are believed due at this time, however, please charge any deficiencies to deposit account 12-0913 with reference to our attorney docket number 921142-95722.

Respectfully submitted,

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